

201-15527



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 30 2004

Mr. David Brandwene
Senior Toxicologist
Akzo Nobel Chemicals, Inc.
5 Livingstone Avenue
Dobbs Ferry, New York 10522-3407

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Dear Mr. Brandwene:

Thank you for your letter dated March 27, 2003 to the U.S. Environmental Protection Agency (EPA) regarding the EPA's High Production Volume (HPV) Challenge Program. We apologize for the delay in responding.

Your letter states that as of January 1, 2001, Akzo Nobel Cellulosic Specialties Inc. ceased to manufacture or import CAS #1323-65-5 (dinonylphenol), and requests that this chemical be redesignated as no longer HPV.

As you know, EPA posted draft guidance on procedures for removing chemicals that are no longer HPV from the scope of the voluntary HPV Challenge Program on its Chemical Right-to-Know (ChemRTK) website (www.epa.gov/chemrtk) in March 1999. Among the prerequisites to be considered for removing a chemical from the HPV Challenge Program is that the chemical doesn't meet Inventory Update Rule (IUR) reporting requirements for the two most recent reporting years, in this case 1998 and 2002. Our review of publicly available IUR reporting data indicates that Akzo Nobel Surface Chemistry, Inc. reported on CAS #1323-65-5 in 1998, and that one other company reported on that chemical in 2002. Therefore, EPA has determined that CAS #1323-65-5 (dinonylphenol) **does not meet** the no longer HPV criteria.

We will post your letter, accompanied by our reply, on the ChemRTK website as soon as possible. The posting of your letter will serve as a means of advising the general public and interested parties that Akzo Nobel no longer sponsors, manufactures or imports this chemical. Should you have any questions pertaining to this response, please contact Diane Sheridan at (202) 564-4770. If you have general questions concerning the HPV Challenge Program, please submit them through the ChemRTK website comment button or through the TSCA Assistance Information Service (TSCA Hotline) at (202) 554-1404. The TSCA Hotline can also be reached via e-mail at tsc hotline@epa.gov.

Sincerely,

Wardner G. Penberthy
Acting Director
Chemical Control Division

cc: AR201

RECEIVED
06 AUG 25 PM 1:13